

UNITED STATES PATENT AND TRADEMARK OFFICE SOLICITOR

*AM*  
AUG 15 2005

In re Application of:

Jack H. Hetherington

Appeal No. 2005-0367

Serial No.: 09/684,205

Filed: October 6, 2000

For: MOVING DIELECTRIC, CAPACITIVE POSITION SENSOR CONFIGURATIONS

Director of the U.S. Patent and Trademark Office  
ATTN: Office of the Solicitor  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL TO THE UNITED STATES  
COURT OF APPEALSFOR THE FEDERAL CIRCUIT**

Applicants in the above-captioned proceeding hereby appeals and serves notice under 35 U.S.C. §§ 141 and 142 of the appeal to the United States Court of Appeals for the Federal Circuit from the decision of the Board of Patent Appeals and Interferences rendered June 22, 2005.

Respectfully submitted,

Date: 8/12/05

*John G. Posa*

John G. Posa  
Registration No. 37,424  
Gifford, Krass, Groh, Sprinkle,  
Anderson & Citkowski, P.C.  
2701 Troy Center Drive, Suite 330  
P.O. Box 7021  
Troy, MI 48007-7021  
(248) 647-6000

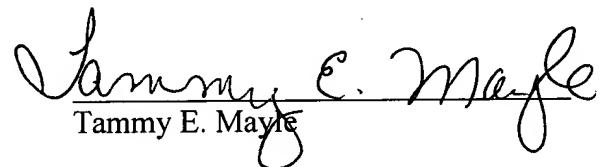
*TPW*

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

"EXPRESS MAIL" MAILING LABEL NUMBER EV 651579965 US

DATE OF DEPOSIT: August 12, 2005

I hereby certify that this paper or fee (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Director of the U.S. Patent and Trademark Office, Mail Stop 8, P.O. Box 1450, Alexandria, VA 22313-1450.

  
\_\_\_\_\_  
Tammy E. Mayle